IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO : 14512 of 2004

Between:

V. Lakshmana Gupta S/o. Veeramohan Rao
R/o. 17-11-63, Maharanipeta, Visakhapatnam.

..... PETITIONER

AND

1. Regional Medical Officer, King George Hospital, Visakhapatnam.
2. Superintendent, King George Hospital, Visakhapatnam
3. The Commissioner of Police, Commissioner's Office, Visakhapatnam.
4. Smt. Dr. K. Neelima
   R/o. 11821, Chase Wellesley, Dr. APT"826, Richmond,
   Virginia 23233, USA.
5. K. Balakrishna D.No.70-3-3/2, Opp. Brahmamgari Gudi, Patamata, NSM School Road, Vijayawada.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue any writ, order or direction more in the nature of writ of Mandamus declaring the action of the 1st respondent as null and void and pass such other order or orders as the Hon'ble court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.V.H.V.R.R.SWAMY

Counsel for the Respondent Nos.1 &2: GP FOR MEDICAL HEALTH & FAMI.WELFARE

Counsel for the Respondent Nos.3 to 5: None appeared

The Court at the stage of admission, made the following :

ORAL ORDER

The petitioner is seeking a writ of Mandamus by way of an order declaring that the action of the first respondent as null and void. The first respondent is the Regional Medical Officer of King George Hospital, Visakhapatnam. The petitioner is working as a dietician in the cadre of Junior Assistant in King George Hospital, Visakhapatnam. The petitioner contends that the first respondent is harassing him by asking him to withdraw a legal notice issued by him to a House-Surgeon (fourth respondent) claiming Rs.5 lakhs towards damages. The petitioner concedes that so far he did not receive any communication from the first respondent leading to any amount of harassment.

The writ petition is premature. Hence, the writ petition is dismissed as devoid of merits. No order as to costs.

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17TH AUGUST 2004

*TSNR

To

1. Regional Medical Officer, King George Hospital, Visakhapatnam.
2. Superintendent, King George Hospital, Visakhapatnam.

3. The Commissioner of Police, Commissioner's Office, Visakhapatnam.

4. Two CCs to G.P for Medical and Education

5. Two C.D.Copies